

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Andhra Pradesh Medical & Health Services –Dr.S.Shyamala Kumari, Professor & Head of the Department. Pharmacology, Osmania Medical College, Hyderabad (Now retired) -Allegation of alternation of her date of birth in service register –further action in Departmental and Criminal case dropped -orders issued .

HEALTH, MEDICAL & FAMILY WELFARE VC III (1) DEPARTMENT

GO.Rt.No:1394

Dated:-29.10.2009.
Read the following:-

1. Petition of Dr.P.Anuradha Professor of Pharmacology KMC Warangal, Dt.1.04.2000
2. DME Hyd Lr. No.7306/E2A/2000 Dt.28.04.2000
3. Govt. Memo No.10331/A1/2000-2 Dt.20.10.2000
4. DME Hyd Lr. No.7306/E2A/2000 Dt.01.11.2000
5. Govt. Memo No.10331/A1/2000- 5 Dt.20.07.2001
6. DME Hyd Lr. No.7306/E2A/2000 Dt.6.10.2001
7. Judgement Dt. 21.01.2009 delivered by the Hon'ble IX Addl.Chief Magistrate at Hyderabad
8. DME Hyd Lr. No.7306/E2A/2000 Dt.23.07.2009.

In the reference 1st read above Dr.P.Anuradha Professor of Pharmacology, Kakatiya Medical College Warangal has made a complaint stating that Dr.S.Shyamala Kumari, Professor & Head of the Department., Pharmacology, Osmania Medical College, Hyderabad is wrongly given her date of birth as 4.08.1945 instead of 1941.She has lost her Service Register while working in Kurnool Medical College, Warangal and changed her date of birth with the help of office staff. The complaint forwarded to the Director of Medical Education to enquire and submit the report.

2. In the reference 2nd read above the Director of Medical Education has stated that the Principal Gandhi Medical College Hyderabad has reported that the date of birth recorded in the service register is found corrected as 10.06.1944 and the correction was not attested by the authority. As per rules one should complete the age of 17 years i.e. minimum as on 1st July not exceeding the age of 21 years for admission in M.B.B.S. Course whereas Dr.S.Shyamala Kumari, Professor has joined in M.B.B.S. on 15.06.1960 at the age of 16 years. As such the Director of Medical Education has been directed to the individual to produce her original certificates within 48 hours.

3. In Government Memo 3rd read above, Dr.S.Shyamala Kumari, Professor & Head of the Department, Pharmacology, Osmania Medical College, Hyderabad has been called for her explanation on the above said allegations.

4. In the reference 4th read above the Director of Medical Education, Hyderabad while forwarding the explanation of Dr. S. Shyamala Kumari, Professor & Head of the Department of Pharmacology, Osmania Medical College, Hyderabad stated that on verification of the original certificate the date of birth of the doctor is 10.06.1944. Dr.S.Shyamala Kumari, in her explanation informed that her Date of Birth is 10.06.1944 and the same was declared by her at the time of joining service and also produced the duplicate copy of the H.S.C. certificate duly attested.

5. It is observed from the Service Register of Dr. S. Shyamala Kumari, Professor that the date of birth recorded in the Service Register is not found corrected as 10.06.1944. However the pages 1 to 4 of Service Register is entirely different from the colour of the rest of the pages and pasting of papers etc.This act appears to be criminal misconduct which requires further action.

6. In the reference 5th read above, the Government have directed to the Director of Medical Education, Hyderabad to file a criminal case against the above doctor for tampering the official records in the concerned Police Station and report the compliance.

7. A Criminal case was registered against the professor in Cr.No.72/2002 U/S 468 & 420 IPC Police Station Narayanaguda, Hyderabad on the allegation of alteration of date of birth in Service Register. The original Service Register of the accused officer and other connected documents in the above case were submitted to the Hon'ble IX Additional Chief Magistrate at Hyderabad.

8. Dr.S.Shyamala Kumari, Professor & Head of the Department of Pharmacology, Osmania Medical College, Hyderabad retired as Principal Kakatiya Medical College, Warangal from service on superannuation on 30.06.2002 has represented through Director of Medical Education, Hyderabad that she has acquitted from the case vide judgment orders dated 21.1.2009 and requested to release her retirement benefits.

9. The Hon'ble IX Additional Chief Magistrate Hyderabad in its judgment delivered on 21.01.2009 stating the accused was acquitted for the reasons that the prosecution failed to prove the guilt of the accused for the offence U/S 468 and 420 IPC beyond all reasonable doubt. Hence it is a fit case to give benefit of doubt to the accused. The prosecution case brought on record is not sufficient to hold guilt of the accused .Hence the accused is liable to be acquitted. In the result the accused not guilty for the offences U/S 468,420 IPC. Accordingly she is acquitted U/S 248(1) Cr.P.C.

10. As such Dr.S.Shyamala Kumari, Professor (Retired) was acquitted in the criminal case in the Hon'ble IX Addl.Chief Magistrate at Hyderabad, the departmental action against her is similar charge .Hence both departmental and criminal action is in similar nature.

11. After careful examination in view of the Judgment delivered by the Hon'ble IX Addl.Chief Magistrate Hyderabad, the Government have decided to drop further departmental and criminal action against Dr.Shyamala Kumari, Professor (Retired).

12. Accordingly the case of departmental and criminal action on the allegation of alternation of date of birth against Dr.S.Shyamala Kumari, Professor & Head of the Department of Pharmacology, Osmania Medical College, Hyderabad.(Now retired) is hereby dropped.

13. The Director of Medical Education, Hyderabad is requested to take necessary action accordingly and release her terminal benefits.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**DR.VIJAY KUMAR
EX.OFFICIO SECRETARY TO GOVERNMENT**

To,
Dr.S.Shyamala Kumari, Professor & Head of the Department of Pharmacology,
Osmania Medical College, Hyderabad. (Retired) Through the
Director of Medical Education, Hyderabad
Copy to the Director of Medical Education, Hyderabad.
Copy to the Principal Osmania Medical College, Hyderabad.
Copy to the Accountant General, A.P. Hyderabad.

// FORWARDED:: BY ORDER //

SECTION OFFICER